GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PSs – Education (SE) Dept. – Delay in implementation of the orders of the Dist. Collector – Departmental proceedings initiated against Sri D. Anjaneyulu, DEO, Nellore (now rtd.) and Smt. T. Vijaya, Asst. Director, o/o DEO, Nellore – Further action dropped – Orders – Issued.

-x-x-x

Article – 2 :

That the said Sri D. Anjaneyulu, former DEO, Nellore has not framed articles of charge against Sri I. Pavan Kumar, School Assistant even though the then Collector and district Magistrate, Nellore has suspended him on 09.10.2014 and passed orders to frame definite charges.

Article – 3 :

That the said Sri. D.Anjaneyulu, former DEO, Nellore has not initiated action for removal of Sri I. Pavan Kumar, School Assistant (English), Z.P.P. High School, Gumparlapadu, A.S.Pet Mandal, SPSR Nellore district who was involved in Criminal Case in Cr. No. 161/2014 and was in Police custody from 29.08.2014 inspite of orders by the Collector and District Magistrate, Nellore on 23.06.2015.

Article – 4 :

That the said Sri D. Anjaneyulu, former DEO, Nellore has colluded with the delinquent officer and initiated his own departmental enquiry, afresh without bringing the matter to the notice of Collector and District Magistrate, Nellore.

6. In the ref. 5th read above, the Commissioner of School Education has forwarded the statement of defence of Sri D. Anjaneyulu, for the articles of charges. In the ref. 6th read above, he has submitted further representation on the articles of charges framed against him.

7. On examination of defence statements of the charged officers, it is observed that the orders passed by the Dist. Collector, Nellore for removal of Sri I. Pavan Kumar, SA from service are based on the preliminary enquiry report of the RDO, Atmakaur. Major penalty of removal from service cannot be imposed against the public servant, without following the procedure prescribed under APCS (CCA) Rules, 1991. Further, in respect of charge II, it is observed that Sri D. Anjaneyulu, joined service as DEO, Nellore, on 19.11.2014, which is latter than the orders of the Dist. Collector, dated 09.10.2014. With regard to charge framed against Smt. T. Vijaya, Asst. Director, she has stated that as per procedure, reasonable opportunity shall be given to the delinquent, before imposing major penalty of removal from service. Therefore, explanation of the charged officers is convincing.

8. After careful examination of the matter, Govt. have decided to drop further action against the charged officers, Sri D. Anjaneyulu, the then DEO, Nellore (Rtd) and Smt. T. Vijaya, AD, o/o DEO, Nellore.

9. Accordingly, Govt. hereby drop further action against Sri D. Anjaneyulu, the then DEO, Nellore (Rtd) and Smt. T. Vijaya, AD, o/o DEO, Nellore, in the matter.

10. The Commissioner of School Education, AP, shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SPL. CHIEF SECERTARY TO GOVT.

To
The Commissioner of School Education, AP, Vijayawada.
The individuals through the CSE, AP, Vijayawada.

// FORWARDED BY ORDER //

SECTION OFFICER